Docket No. AMENDMENT TRANSMITTAL LETTER SPINE 3.0-437 Application No. Filing Date Examiner Art Unit 10/663,493-Conf. #2440 September 16, 2003 B. E. Pellegrino 3738 Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok INTERVERTEBRAL SPACER DEVICE HAVING AN ANGLED PERIMETER FOR Invention: MANIPULATION USING A SURGICAL TOOL TO THE COMMISSIONER FOR PATENTS Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below. **CLAIMS AS AMENDED** Highest Claims Remaining Number Number **Extra Claims** After Previously Amendment Present Paid Rate **Total Claims** 0.00 19 20 0 52.00 Х Independent 2 3 0 220.00 0.00 Х Claims Multiple Dependent Claims (check if applicable) Other fee (please specify): TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: 0.00 Small Entity x Large Entity x | No additional fee is required for this amendment. Please charge Deposit Account No. _____ in the amount of \$ ____ A check in the amount of \$ _____ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. x The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed. x | Credit any overpayment. x Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17. Dated: August 30, 2010 /William A. Di Bianca/ William A. Di Bianca Attorney/Agent Reg. No.: 58,653 LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 654-5000 I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Electronic Signature for William A. Di Bianca: /William A. Di Bianca/

Dated: August 30, 2010